



CITY OF MIAMI SPRINGS, FLORIDA

Mayor Billy Bain

**Vice Mayor Bob Best
Councilman George V. Lob**

**Councilman Dan Espino
Councilwoman Jennifer Ator**

Decorum: “Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the City Council, shall be barred from further audience before the City Council by the Mayor, unless permission to continue or again address the City Council is granted by the majority vote of the City Council members present. In accordance with the foregoing, the City Council has determined that racial or ethnic slurs, personal attacks and comments unrelated to City matters or issues constitute prohibited comments from the podium”.

AGENDA REGULAR MEETING Monday, September 14, 2009 7:00 p.m.

- 1. Call to Order/Roll Call**
- 2. Invocation:** Councilman Lob

Salute to the Flag: Audience participation
- 3. Awards & Presentations:**

A) Proclamation of Recognition – Bodies by Mari – Best Gym in Miami
- 4. Open Forum:** Persons wishing to speak on items of general city business, please sign the register located on the speaker's stand before the meeting begins
- 5. Approval of Council Minutes:**

A) 08/17/2009 – Workshop Meeting
B) 08/24/2009 – Regular Meeting
C) 08/31/2009 – Workshop Meeting

6. Reports from Boards & Commissions:

- A) 08/27/2009 – Code Review Board – Cancellation Notice
- B) 09/01/2009 – Code Enforcement Board – Minutes
- C) 09/09/2009 – Golf and Country Club Advisory Board – Cancellation Notice
- D) 08/20/2009 – Historic Preservation Board – Minutes
- E) 09/02/2009 – Architectural Review Board – Minutes
- F) 09/10/2009 – Board of Parks and Parkways – Cancellation Notice
- G) 09/08/2009 – Board of Adjustment – Approval of Actions Taken by the Board of Adjustment at their Meeting of September 8, 2009, Subject to the 10-day Appeal Period

7. Public Hearings:

- A) Resolution – A Resolution of the City Council of the City of Miami Springs Tentatively Approving Fiscal Year 2009-2010 Budget; Confirming Date, Time and Place of Final Public Hearing
- B) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-024, Outdoor Lighting; by Providing Regulations for the Use of Outside Decorative Lighting of Commercial Buildings, Hotels, Motels, Apartments, Condominiums, and Other Similar Structures, Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/24/2009 – Advertised: 8/26/2009)
- C) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Sections 54-05, Tree Pruning Standards and 54-06, Tree Removal Standards; by Correcting the Standard to be Applied in Determining Improper “Hattracking” and “Tree Viability”; by Including an Additional Category of Trees that may be Removed Without Permit, Relocation, Replacement and Mitigation; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/24/2009 – Advertised: 8/26/2009)

8. Consent Agenda:

- A) Approval of the City Attorney’s Invoice for August 2009 in the Amount of \$9,669.00

9. Old Business:

- A) Appointments to Advisory Boards by the Mayor and Council Members

10. New Business:

- A) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida Authorizing the City to Open Two New Bank Accounts with Wachovia, a Payroll and a L.E.T.F. Account; Authorizing Signatories for these two Accounts; Authorizing Acceptance of two Facsimile Signatures of City Manager James R. Borgmann and Finance Director William Alonso; Authorizing the Combined Manual Signatures of two of the following: City Manager James R. Borgmann, Assistant City Manager Ronald K. Gorland and Finance Director William Alonso, or Chief of Police Peter G. Baan; Rescinding all Resolutions in Conflict; Effective Date
- B) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida, Authorizing the Board of Trustees (“Board”) of the Employees’ Retirement System (“Pension Plan”) to Submit a Request for a Compliance Certificate Under the Voluntary Compliance Program Established by the IRS Under Revenue Procedure 2008-50; Authorizing the Board of Trustees to Submit a Request for a Determination Letter Regarding the Pension Plan’s Tax-Qualified Status; Authorizing the Board to Take any and all Actions Necessary in Connection Therewith; Approving and Ratifying all Actions Taken by the Board; Providing Certified Copies of the Resolution; Effective Date
- C) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida, Authorizing the Board of Trustees (“Board”) of the Police and Fireman Pension Plan (“Pension Plan”) to Submit a Request for a Compliance Certificate Under the Voluntary Compliance Program Established by the IRS Under Revenue Procedure 2008-50; Authorizing the Board of Trustees to Submit a Request for a Determination Letter Regarding the Pension Plan’s Tax-Qualified Status; Authorizing the Board to Take Any and all Actions Necessary in Connection Therewith; Approving and Ratifying all Actions Taken by the Board; Providing Certified Copies of Resolution; Effective Date
- D) Discussion on Senate Bill 360 – Extensions of Development Orders; Additional Information/Explanation of Provisions
- E) Consideration that Council Approve an Expenditure of \$14,669.94 to Communications International, Inc. for the Purchase of 4 HT7150S81X-P7150 Portable Radios and Related Accessories for the Police Department, under Florida State Purchasing Contract #725-001-01-1, as provided in Section 31.11 (E) (5) of the City Code

10. New Business: (Continued)

- F) Recommendation that Council Waive the Competitive Bid Process and Renew the Medical Health Insurance Coverage for Employees for Fiscal Year 2009-2010 with AvMed, with a 12% Increase, Representing an Expenditure of Approximately \$73,800 More than the Previous Fiscal Year
- G) Consideration of Request from Doral Academy to Use the Golf Course as a Home Course for Practice
- H) Consideration of a Request from the Board of Trustees of the General Employees Retirement System to Change the Final Determination of Pension Benefits to be Calculated on the Employee's Best Four Years of Compensation as Opposed to the Current Five Years
- I) Consideration of Increase of Contract with Douglas Wood & Associates, Inc. for Inspection Services for the Curtiss Mansion

11. Other Business: None

12. Reports & Recommendations:

- A) City Attorney
- B) City Manager
- C) City Council

13. Adjourn

If any person decides to appeal any decision of this Board with respect to any matter considered, s/he will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is made (F. S. 286.0105), all of which the City does not provide.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk, 201 Westward Drive, Miami Springs, Florida 33166. Telephone: (305) 805-5006, no later than (7) days prior to the proceeding.

Pursuant to Sec. 2-11.1 (S) of the Miami-Dade County Code and Miami Springs Code of Ordinances Chapter 33 - §33-20, all persons, firms or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the City Council; (2) any action, decision, recommendation of any City Board or Committee; or (3) any action, decision or recommendation of City personnel during the time period of the entire decision-making process on such action, decision or recommendation which will be heard or reviewed by the City Council, or a City Board or Committee shall register with the City before engaging in any lobbying activities on forms prepared for this purpose and shall state under oath his or her name, business address, the name and business address of each person or entity which has employed said registrant to lobby, and the specific issue on which he or she has been employed to lobby. A copy of the lobbyist registration form is available from the Office of the City Clerk.

Next Ordinance No. 983-2009
Next Resolution No. 2009-3454